(1) (3)

CH/01

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G.)

WRIT PETITION NO. 2629 /2003

Division Bench

PETITIONER : 1) Mahendra Kumar Jangade S/o.Budhram Dx Jangade,Aged about 31 Years Sarpanch of Gram Panchayat Mohara, R/o. Village & post- Mohara,P.S- Suhela, Tah. Simga, Disst.-Raipur,C.G.

P. R. No. 21/9/03
Presented by Shri S.C. Verma
dated 21.09.03

VERSUS

RESPONDENTS : 1) The State of Chhattisgarh. Through Secretary,Department of Panchayat, D.K.S.Bhawan,Raipur (C.G.)
2) Collector,Raipur (C.G.)
3) Additional Collector, Balauda Bazar, Disst. Raipur, (C.G.)

WRIT PETITION UNDER ARTICLE 226 & 227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF MANDAMUS, PROHIBITION CERTIORATI ETC. OR ANY OTHER DIRECTION OR ORDER TO DO JUSTICE IN THE MATTER.

(16)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 2629/2003 सन् 200

.....विरुद्ध.....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	DB: Hon'ble Shri Fakhruddin & Hon'ble Shri L.C. Bhadoo, JJ. 1-11-2003 None for the petitioner. Shri Ranbir Singh, Govt. Advocate for the State/respondents. Heard. By this writ petition filed under Article 226/227 of the Constitution of India, the petitioner has challenged the vires of Section 36 (1) (m) of the Madhya Pradesh Panchayat Raj Adhiniyam 1993 which lays down that no person shall be eligible to be an office-bearer of the Panchayat who has more than two living children one of whom is born on or after 26th day of January, 2001. The challenge to the above clause does not survive in view of the law laid down by the Hon'ble Apex Court in the matter of Javed & others Vs. State of Haryana & others reported in JT 2003 (6) SC 283 and also in view of the order passed by this Court in the matter of Yashwant Kumar Sahu Vs. State of Chhattisgarh and another passed in W.P. No. 463 of 2002. In view of the above judgments, the writ petition does not survive which stands disposed of. Certified copy as per Rules. Sd/- Fakhruddin Judge Sd/- L.C.BHADOO Judge	

Barve

[पीछे देखिये